

Application No.: 10/701200
Docket No.: CL1596USDIV

Page 3

REMARKS

Claims 1-36 were in the case. Claims 1-23 and 27 were canceled by preliminary amendment. Claims 24-26 and 28-36 are in the case. The Claims have been made subject to a requirement to restrict.

The Examiner has taken the position that there are four inventions. In relevant part Group II includes claims 35 and 36 in part and 28-29 and 33, drawn to a method for producing a feed product comprising protein, carbohydrates and pigment classified in class 426, subclass 53.

Additionally the examiner suggests that each of the sequences recited in Claim 29 SED ID NO: 1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, 27, 29, 31, 33, 35, 37, 39, 41, 43, 45, 47, 49, 51, 53, 55, 57, 59, 61, 63, 65, 67, and 69 constitute separate inventions, one of which must also be elected.

Election of claims is required under 37 CFR 1.143.

Accordingly Applicants hereby elect Group II encompassing Claims 35 and 36 in part and 28-29 and 33 without traverse. Applicants have canceled claim 29, making the election of a single sequence moot.

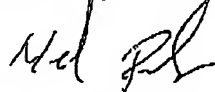
Please cancel claims 24-27, 29-32 and 34 as drawn to a non-elected invention.

The above Election of Claims and species and cancellation of Claims does not alter the inventorship of the application.

Applicants reserve the right to file a divisional application to the non-elected matter. In making this election Applicants make no representations or admissions regarding the reasoning employed by the Examiner in support of the restriction.

Should there be any fee due in connection with the filing of this Response To Restriction Requirement please charge such fee to Deposit Account No. 04-1928 (E. I. du Pont de Nemours and Company).

Respectfully submitted,



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